

ORIGINAL

UNITED STATES DISTRICT COURT  
NORTHERN DIST. OF TEXAS  
FILED

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DEPUTY CLERK *[Signature]*

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION

UNITED STATES OF AMERICA

v.

NO. 3:17-CR-573-D

KELLIE LEA LOCKE (4)

**FACTUAL RESUME**

In support of Locke's plea of guilty to the offense in Count Five of the Indictment, Locke, the defendant, Nathan Rogers, the defendant's attorney, and the United States of America (the government) stipulate and agree to the following:

**ELEMENTS OF THE OFFENSE**

To prove the offense alleged in Count Five of the Indictment, charging a violation of 21 U.S.C. §§ 841(a)(1) and (b)(1)(C), that is, Possession with Intent to Distribute a Controlled Substance, the government must prove each of the following elements beyond a reasonable doubt:<sup>1</sup>

- First.* That the defendant knowingly possessed a controlled substance;
- Second.* That the substance was in fact a mixture or substance containing a detectable amount of methamphetamine; and
- Third.* That the defendant possessed the substance with the intent to distribute it.

**STIPULATED FACTS**

1. On or about July 26, 2017, in the Dallas Division of the Northern District of Texas and elsewhere, the defendant, Kellie Lea Locke, knowingly possessed with intent

<sup>1</sup> Pattern Crim. Jury Instr. 5th Cir. 2.93 (2015).

to distribute a mixture or substance containing a detectable amount of methamphetamine, a Schedule II controlled substance, in violation of 21 U.S.C. § 841(a)(1) & (b)(1)(C).

2. More specifically, on July 26, 2017, Locke was stopped in the Dallas Division of the Northern District of Texas, and was in possession of approximately 28.5 grams of methamphetamine. Locke possessed this methamphetamine with the intent to distribute it.

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3. The defendant agrees that the defendant committed all the essential elements of the offense. This factual resume is not intended to be a complete accounting of all the facts and events related to the offense charged in this case. The limited purpose of this statement of facts is to demonstrate that a factual basis exists to support the defendant's guilty plea to Count Five of the Indictment.

AGREED TO AND STIPULATED on this 29<sup>th</sup> day of December, 2017.

ERIN NEALY COX

UNITED STATES ATTORNEY

Kellie Lea Locke  
KELLIE LEA LOCKE  
Defendant

Philip Meitl  
P.J. MEITL  
Assistant United States Attorney  
District of Columbia Bar No. 502391  
Virginia State Bar No. 73215  
1100 Commerce Street, Third Floor  
Tel: 214-659-8680  
Fax: 214-659-8812  
Email: [philip.meitl@usdoj.gov](mailto:philip.meitl@usdoj.gov)

Nathan Rogers  
NATHAN ROGERS  
Attorney for Defendant